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## FACSIMILE TRANSMISSION

Total # of Pages 10 (including this page)

TO:	PHONE:	FAX #:
PATENT AND TRADEMARK OFFICE ATTN: MAIL STOP PETITIONS		703-872-9306

From:	Matthew E. Mulkeen
Sender's Direct Dial:	202-672-5446
Date:	February 18, 2004
Client/Matter No:	032931-0218
User ID No:	1100

Re: Alain Cadieux

Serial No.: 09/475,072

Art Unit: 1644

Filed: 12/30/1999

Examiner: Patrick J. Nolan

For: USE OF CALCITONIN GENE-RELATED PEPTIDE IN THE PREVENTION.....

I hereby certify that the following paper(s) and or fee along with any attachments referred to or identified as being attached or enclosed are being facsimile transmitted to the U.S. Patent and Trademark Office under 37 C.F.R. § 1.6(d) on the date as shown below.

PETITION (2 PAGES); ATTACHMENT A (4 PAGES) AND ATTACHMENT B (3 PAGES)

Date: February 18, 2004  
Maria C. Burgos

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Operator:	Time Sent:	Return Original To:
		Maria C. Burgos

1133868v3

Atty. Dkt. No. 032931-0218

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Alain CADIEUX

Title: USE OF CALCITONIN GENE-RELATED PEPTIDE IN THE  
PREVENTION AND ALLEVIATION OF ASTHMA AND RELATED  
BRONCHOSPASTIC PULMONARY DISEASE

Appl. No.: 09/475,072

Filing Date: 12/30/1999

Examiner: Patrick J. Nolan

Art Unit: 1644

**PETITION**Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to conversations with the Petitions Office at the United States Patent and Trademark Office, Applicant is filing the present Petition to request that the correct assignee's name, Universite de Sherbrooke, be included in the patent that will issue shortly.

Applicant paid the Issue Fee and submitted PTOL-85 Form on December 23, 2003. In the aforementioned form, the assignee's name was indicated as Sherbrooke University. The correct assignee's name is Universite de Sherbrooke. In order to correct this error, the Petitions Office instructed Applicant to file a Petition. Applicant believes the request should be considered in view of the following.

1. A notice of recordation was issued by the Patent Office on April 11, 2000 on reel/frame 010740/0960 designating Sherbrooke University as the assignee based on the assignment document submitted by the inventor, Alain Cadieux. A copy of this document is marked as Attachment A.

Application No. 09/475,072

Atty. Dkt. No. 032931-0218

2. Applicant recognized the error in the issued recordation and immediately filed a second request for recordation correcting the assignee's name from Sherbrooke University to Universite de Sherbrooke,. The Patent Office recorded this second request on November 16, 2000 on reel/frame 011315/0625. A copy of this document is attached as Attachment B.

### CONCLUSION

Since the applicant had followed the procedures in making the necessary corrections, it is respectfully requested that Universite de Sherbrooke be listed as the assignee in the patent to be issued. Should there be any deficiencies in or questions raised by the present filing, the petitioner's undersigned representative can be reached by telephone to promptly address and resolve such issues.

Respectfully submitted,

Date February 18, 2004FOLEY & LARDNER  
Customer Number: 22428Stephen A. Bent  
Registration No. 29,768

22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5300

Facsimile: (202) 672-5399

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees, and applicant(s) hereby petition for any needed extension of time.

## ATTACHMENT A



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

JUNE 29, 2000

PTAS

FOLEY & LARDNER  
STEPHEN A. BENT  
WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 500  
WASHINGTON, D.C. 20007-5109



\*101342606A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/11/2000

REEL/FRAME: 010740/0960  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
CADIEUX, ALAIN

DOC DATE: 02/14/2000

ASSIGNEE:  
SHERBROOKE UNIVERSITY  
PAVILLON CENTRAL, LOCAL 043  
SHERBROOKE, QUEBEC J1K 2R1, CANADA

SERIAL NUMBER: 09475072  
PATENT NUMBER:

FILING DATE: 12/30/1999  
ISSUE DATE:

STEVEN POST, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-1595 (modified) (Rev. 5-93)		REC 05-03-2000	Atty. Dkt. No. 032931/0218
		101342606	SHEET
To the Commissioner of Patents and		red original documents or copies thereof.	
1. Name of conveying party(ies): <b>Alain CADIEUX</b>		2. Name and address of receiving party(ies): <b>SHERBROOKE UNIVERSITY</b> Pavillon Central, Local 043 Sherbrooke, Quebec J1K 2R1, CANADA	
Additional conveying party(ies) <b>NO</b>			
3. Nature of conveyance: <b>ASSIGNMENT</b> Execution Date: <b>February 14, 2000</b>		Additional name(s) & address(es) attached? <b>NO</b>	
4. Application number(s) or patent number(s): If this is being filed together with a new application, the execution date of the application is: A. Patent Application Number(s): <b>09/475,072</b> B. Patent Number(s):  Additional numbers attached? <b>NO</b>			
5. Name and address of party to whom correspondence concerning document should be mailed: <b>Stephen A. Bent</b> <b>FOLEY &amp; LARDNER</b> Washington Harbour 3000 K Street, N.W., Suite 500 Washington, D.C. 20007-5109		6. Total number of applications/patents involved: <b>1</b> 7. Total fee (37 C.F.R. § 3.41): <b>\$40.00</b> <input checked="" type="checkbox"/> Check Enclosed Charge to deposit account 8. Deposit account number: <b>19-0741</b>	
DO NOT USE THIS SPACE			
9. Statement and signature: <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.</i>  <b>Stephen A. Bent</b> Name of person signing  <i>Stephen A. Bent</i> Signature  <b>April 11, 2000</b> Date			
Total number of pages including cover sheet, attachments, and document: <b>2</b>			

77473-8

ASSIGNMENT

WHEREAS, I, ALAIN CADIEUX, citizen of Canada, whose full post office address is 1790 St. Roch Sud, Rock Forest, Quebec, J1N 3B8, Canada; has invented certain improvements in

USE OF CALCITONIN GENE-RELATED PEPTIDE IN THE PREVENTION AND ALLEVIATION OF ASTHMA AND RELATED BRONCHOSPASTIC PULMONARY DISEASES

for which applications for patent for such invention have been filed in Canada and the United States of America;

AND WHEREAS, UNIVERSITÉ DE SHERBROOKE, whose full post office address is Pavillon Central, Local 043, Sherbrooke, Quebec, J1K 2R1, Canada, is desirous of acquiring the entire interest therein;

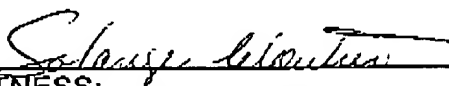
NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said ALAIN CADIEUX, by these presents do sell, assign and transfer unto UNIVERSITÉ DE SHERBROOKE, the full and exclusive right, for the territory of the United States of America, and all other countries, in and to the said invention, as fully described and claimed in the application filed on DECEMBER 24, 1999 under serial No. ~~2912902~~ , preparatory to obtaining Letters Patent of Canada therefor, and in the application filed on DECEMBER 30, 1999, under serial No. 09/475,672, preparatory to obtaining Letters Patent of the United States of America therefor; and I hereby request the Commissioners of Patents of Canada and of the United States of America to issue the said Letters Patent to the said UNIVERSITÉ DE SHERBROOKE, as the assignee for its interest, for the sole use and behoof of the said UNIVERSITÉ DE SHERBROOKE, and its legal representatives, to the full end of the term for which each of said Letters Patent may be granted, as fully and entirely as the same would have been held by me had this assignment and sale not been made.

The parties hereto have required that this document be drawn up solely in the English language. Les parties aux présentes ont demandé que le présent document soit rédigé seulement en anglais.

EXECUTED at  
this 14<sup>th</sup> day of FEBRUARY

Quebec, Canada  
, 2000.

WITNESS:

  
SOLANGE CLOUTIER

  
ALAIN CADIEUX

## ATTACHMENT B



8-93-1-10  
SABE



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

FEBRUARY 15, 2001

PTAS



\*101549441A\*

FOLEY & LARDNER  
STEPHEN A. BENT  
WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 500  
WASHINGTON, D.C. 20007-5109

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RECORDATION DATE: 11/16/2000

REEL/FRAME: 011315/0625  
NUMBER OF PAGES: 3

BRIEF: (ASSIGNMENT OF ASSIGNOR'S INTEREST) CORRECTIVE ASSIGNMENT TO  
CORRECT THE ASSIGNEE ON REEL 010740 FRAME 0960.

ASSIGNOR:  
CADIEUX, ALAIN

DOC DATE: 02/14/2000

ASSIGNEE:  
UNIVERSITE DE SHERBROOKE  
PAVILLON CENTRAL, LOCAL 043  
SHERBROOKE, QUEBEC J1K 2R1, CANADA

SERIAL NUMBER: 09475072  
PATENT NUMBER:

FILING DATE: 12/30/1999  
ISSUE DATE:

SEDLEY PYNE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

12-12-2000

Atty. Dkt. No. 032931/0218

FORM PTO-1595 (modified)

(Rev 6-93)

RECOR



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U.S. DEPARTMENT OF COMMERCE

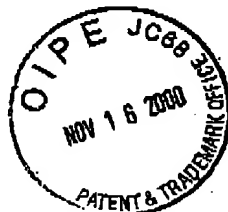
Patent and Trademark Office

101549441

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1. Name of conveying party(ies):

Alain CADIEUX



2. Name and address of receiving party(ies):

Universite de Sherbrooke  
Pavillon Central, Local 043  
Sherbrooke, Quebec J1K 2R1, CANADA

Additional conveying party(ies) NO

3. Nature of conveyance:

Corrected Notice of Recordation

Execution Date:

February 14, 2000

Additional name(s) &amp; address(es) attached? NO

4. Application number(s) or patent number(s):

If this is being filed together with a new application, the execution date of the application is:

A. Patent Application Number(s):

09/475,072

B. Patent Number(s):

Additional numbers attached? NO

5. Name and address of party to whom correspondence concerning document should be mailed:

Stephen A. Bent  
FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5109

6. Total number of applications/patents involved: 1

7. Total fee (37 C.F.R. § 3.41): \$40.00

☒ Check Enclosed

Charge to deposit account

8. Deposit account number: 19-0741

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9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.

Stephen A. Bent

Name of person signing

Signature

November 16, 2000

Date

Total number of pages including cover sheet, attachments, and document: 4